

FRANCIS SENT TO COUNTY PRISON

Director of Defunct Storey Cotton Company Held For Trial.

HIS BAIL FIXED AT \$50,000

COMPANY'S BOOKS HARD TO UNDERSTAND.

Philadelphia, March 31.—On the testimony of two former employees of the defunct Storey Cotton company, Stanley Francis, accused of being one of the promoters and directors of the concern, was today remanded for trial by United States Commissioner Craig, with bail fixed at \$50,000.

The original charge against Francis was using the mails for fraudulent purposes, and the book did not state at the instigation of the postal authorities. The two important witnesses against Francis were Miss Margaret Hope, a stenographer, and Miss Gertrude Sundheim, a bookkeeper, who gave testimony which the commissioner held to be sufficient to convince him that the defendant was party to a conspiracy to defraud.

James "Clay" an expert accountant employed by counsel for Senator Bradley of Camden, receiver of the Storey Cotton company, testified concerning his examination of the company's books. He based his testimony on the examination of the cash book, which he said was not a ledger, but a \$220,201 as received from cotton investments, which was the only indication in the book of any investments by the company. A statement of the concern's business, showing assets of \$200,000, was produced by United States District Attorney Thompson, and after examining it the witness said there was nothing in the cash book to show such assets. The book did not show, however, that the company had lost \$1,178,417, but there was no indication that the sum was lost in cotton transactions.

Miss Hope testified that Francis attended many of the meetings of the directors of the company. Others who attended the meetings, she said, were Messrs. Storey, Quinlan and Harper. The last named, Francis said, was also known as "Judge" Franklin Stone. Miss Hope said that Francis wrote many of the circulars sent out by the company. Counsel examined, Miss Hope said other members of the company had told her that Francis was advertising himself as a manager of the company. She said also that she once received instructions from Francis as to what disposition to make of checks that came through the mails. Miss Sundheim said that the defendant was present at nearly all of the directors' meetings. She said that Francis had given various instructions to herself and other employees, including Miss Collins, who is the Sophie Beck for whom the authorities are searching.

Several additional witnesses testified that they had lost money connected with the company for investment. Counsel for Francis argued that the government had failed to show that he was connected with the Storey Cotton company in any other capacity than that of an employee, and asked for his discharge. The court, however, sent the prisoner to the county prison.

KANSAS OIL BONDS.

Friendly Suit Will Be Started to Test Their Validity.

Topeka, Kan., March 31.—The validity of the state oil refinery bonds will be tested. This was decided today at a conference in which Governor Hoch, Treasurer Kelly, Warden Jewett, Attorney General Coleman and Assistant State Auditor Nathan participated.

Today was the date set by Treasurer Kelly and Warden Jewett to open the bids for the \$200,000 worth of bonds. There were eight bids from bankers and bond brokers in various parts of the country, including New York, Boston, Topeka and Wichita. Seven of the bidders wanted the entire issue, and one asked for half of it. All of the bids were considered to be favorable in opinion by the attorneys of the bidders, a decision from the supreme court. Kelly and Jewett sent for Assistant Auditor Nathan and asked him what he knew about the report that Auditor Wells would refuse to issue warrants against the refinery funds. Nathan replied that the report was correct. Then Governor Hoch and Attorney General Coleman were sent for and the decision was stated was reached.

To make a test case, Kelly and Jewett refuse to sign treasury bonds. The proceeding in the meantime, however, will be against them, and Mr. Coleman will start such an action in the supreme court as soon as the papers can be prepared.

Treasurer Kelly and Warden Jewett rejected all bids, returning them to the bidders.

The supreme court will be asked to advance the case.

"Oh, Thou Sublime, Sweet Evening Star" will shed its mellow light on Salt Lake's Smart Set at Saltair tonight, train at 8. Closed coaches, floor enclosed.

SEPARATION OF CHURCH AND STATE IN RUSSIA

St. Petersburg, April 1, 2 a. m.—A movement for severing the traditional relations between church and state and giving to the holy orthodox church independence and separate rule, which will increase its influence among the people of Russia, has found favor with an important group of clergymen at the capital and a noteworthy document setting forth the views of those of this persuasion, which was presented to the Metropolitan Antonius of St. Petersburg, has been received with sufficient consideration to insure its publication in the church and state press. The official organ of the diocese of St. Petersburg, and one of the most important religious papers in the realm.

MELLIN'S
For the Baby
FOOD

All goes well when the baby is well. Keep the baby well by giving him Mellin's Food, it will nourish him, make him grow strong and keep him happy. We are sure of it, try it. Ask the mothers of Mellin's Food children. Send for our free book about Mellin's Food.

Mellin's Food is the ONLY Infants' Food, which received the Grand Prize, the highest award of the Louisiana Purchase Exposition, St. Louis, 1904. Bigger than a gold medal.

MELLIN'S FOOD CO., BOSTON, MASS.

CONSUL IS INTERESTED

Asks and Receives Information About Killing of Austrian at Castle Gate.

Governor John C. Cutler received a letter from Francis Korb, the acting Austro-Hungarian consul at San Francisco, two weeks ago, inquiring about the killing of Jacob Oman at Castle Gate, Utah, Jan. 17, and asking that he be forwarded a copy of the verdict of the coroner's jury that investigated Oman's death. A copy of the letter was forwarded by the governor to County Attorney W. H. Frye of Carbon county, and an answer was received from him yesterday.

In his letter the Austro-Hungarian consul said he had been informed that Oman, who was a recent arrival from Ratschach, Province of Carinthia, Austria, was shot and killed while he was leaving a dwelling at Castle Gate in which he and others were quarantined. Restrictions for smallpox, Oman had observed others go and come at their pleasure, and he undertook to leave the building and to pass beyond the quarantine limits.

The consul was of the opinion that the killing of Oman was a case of murder. In view of the statements of bystanders that he was shot after he had started to return to the building and was offering no resistance.

County Attorney Frye enclosed in his letter the verdict of the coroner's jury that Oman came to his death by being shot through the head by A. Lewis, a quarantined person, while in the lawful discharge of his duty, and while Oman was resisting arrest and escape from lawful quarantine. Frye also gave it as his opinion that Lewis fired the shot to frighten, and not to kill Oman. The verdict and testimony have been forwarded to Consul Korb by the governor's secretary, N. P. Hanson.

OBSERVE ARBOR DAY

Superintendent of Public Instruction A. C. Nelson Issues the Program for April 15.

Superintendent of Public Instruction A. C. Nelson has prepared a suggestive program for the observance of Arbor Day, April 15, by the public schools throughout the state, which he is mailing to the various county and city superintendents. The program follows:

Song, "We Propose to Spend Arbor Day"
Recitation, "Arbor Day"
Song, "Spring Song"
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DILLY DALLY ON MARSH'S PROJECT

Utah Merchants Chary of Entering the Goldfield District.

WILL INVESTIGATE CLAIMS

ANOTHER MEETING TO BE HELD TONIGHT AT THE CLUB.

As a result of last night's meeting at the Commercial club, the proposition of C. L. Marsh of Goldfield, Nev., to transport merchandise delivered by Utah merchants at Caliente into the Goldfield district at a less price than the same goods can be shipped in from Los Angeles or San Francisco, was put into the hands of a committee of three Salt Lake merchants, with instructions to report tonight at 8 o'clock. By that act the Commercial club was practically absolved from all responsibility in the premises.

The meeting was the result of negotiations which have been pending for some time between Mr. Marsh and a committee of the club. There was a good field for development in the Goldfield district has been admitted by men who have had some experience in that part of Nevada, but Utah business men have been chary about engaging in trade there until they were assured that the freight could be handled.

At last evening's meeting Mr. Marsh explained his proposition and made an exhaustive statement of the condition of the wagon road which was constructed from Caliente into the Goldfield district.

The meeting followed as a result of a call issued by President Henry M. Wells of the Commercial club, and was presided over by C. P. Mason, with David Dunbar as secretary. There were about thirty business men from Salt Lake present.

Wants Practical Support.

Mr. Marsh said that all he wanted was the practical support of the business men and jobbers of Utah in order to carry out his plans. He stated that he had an investment of more than \$15,000 already along the line from Caliente in the way of water rights and station, together with corrals and freight yards at Caliente, and that the wagon road was in first-class condition to meet any requirements that might be made for the safe transportation of freight, no matter how heavy the tonnage might be. He said he was willing to put the whole thing on a trial basis, providing that an equal sum was taken by the Utah merchants and jobbers. He preferred, he said, that the other side of the company should be comprised of 100 business men at \$100 each, rather than one at \$100 or ten at \$1,000, for the reason that he wished all could be the beneficiaries of the work that would be done. His proposition did not seem to meet with the ready response expected, and thereupon he said that he was willing to put the whole thing on a trial basis, providing that an equal sum was taken by the Utah merchants and jobbers. He preferred, he said, that the other side of the company should be comprised of 100 business men at \$100 each, rather than one at \$100 or ten at \$1,000, for the reason that he wished all could be the beneficiaries of the work that would be done.

His proposition did not seem to meet with the ready response expected, and thereupon he said that he was willing to put the whole thing on a trial basis, providing that an equal sum was taken by the Utah merchants and jobbers.

Apologizes for Utah.

G. R. Cleaveland, who said that "he was from Missouri and that he would have to be shown the value of the property" before he would engage in it, offered a motion that a committee be appointed to investigate Mr. Marsh's proposition, the feasibility of it, and the various titles which Mr. Marsh said he possessed as to water rights and stations.

There was a long pause after this motion and, no one seeming anxious to second it, Mr. Mason said:

"I do not consider this a representative meeting of Salt Lake jobbers. Mr. Marsh, with all due deference to the gentlemen present, we should have had a larger gathering, but during the twenty years I have resided in this state I do not recall a single instance when an appeal of this kind did not meet with an immediate response from Utah merchants. Utah has been twenty years behind the times and I think if this meeting is a criterion, she will always be behind in the matter of state development."

This admonition of the presiding officer seemed to have the desired effect, and the motion was seconded by President appointed G. R. Cleaveland, C. W. Hartley and W. S. McCarthy members of the committee to investigate Mr. Marsh's claims and to report at a meeting to be held this evening at 8 o'clock.

After the meeting Mr. Marsh said: "I think the jobbers of Utah are making a serious mistake in not taking more concerted action relative to invading southwestern Nevada. The opportunities are far greater than they seem to realize. At present the opportunity is theirs if they will only avail themselves of it."

He declined to say how long the proposition would be on the floor. He will be at the Commercial club from 10 a. m. to 5 p. m. today for the purpose of answering any questions which may be propounded to him relative to the project.

BURNS CROSS-EXAMINED.

Celebrated Portland Mining Suit Is Dragging Along.

Council Bluffs, Ia., March 31.—The cross-examination of James F. Burns, defendant in the Portland mining suit, commenced this forenoon. Admissions were secured from him by C. J. Hughes, attorney for Doyle, that his testimony in this trial differed somewhat from that at the hearing of 1901.

Burns acknowledged that he advised Doyle to put stock in the name of some one else in 1895, so it could not be reached in a lawsuit. He also admitted that Doyle transferred stock to him, and that he held some of it and drew dividends on it for several years, but claimed he finally paid Doyle all that was owing.

Although denying partnership with Doyle and maintaining that the only agreement was to exchange work on their respective mining claims, James F. Burns admitted that he had never paid back some of the labor done by Doyle.

Burns was asked on cross-examination to designate the difference between his relations with Doyle and those with O'Driscoll, Stephenson and others, who were his acknowledged partners before Doyle went to triple Creek. Burns' attorneys objected to this question. The court ruled that any evidence on the point would have to be specified.

The witness admitted having worked, eaten and slept with Doyle in the same manner as with the others. The defense succeeded in securing testimony from Burns that he agreed to share his profits in the gold fields with his sisters, Annie and Kate, in return for their furnishing money to aid his prospecting. This understanding antedated the alleged partnership compact with Doyle. At the other trial this evidence was excluded.

Commence the month right by going to Saltair tonight. Floor enclosed. Train of closed coaches, 8.

DECIDE NOT TO REBUILD

Members of Ladies' Literary Club Think Cost Would Be Too Great.

The probabilities are that the same club house which has served the Ladies' Literary club since its incorporation will be its home for several years yet to come. The question of altering the club house and increasing its value, which has been simmering for some time, was literally brought to a boil yesterday, if one may judge by the heat with which the matter was discussed.

There was a greater display of interest than is ever brought out by purely literary or scientific topics, and a number of hitherto unknown orators came well to the front.

Three got-up plans were submitted by the building committee—Mrs. James L. Franken, Mrs. E. B. Critchlow and Mrs. F. D. Bickford—and these plans were elucidated and elaborated for the members. The first was that brought up as the original report of the committee, and contemplated an expenditure of nearly \$12,000, a sum which most of the members of the club held to be entirely out of the range of possibility. The second was a more conservative in its extent and purpose, only an enlarging of the present rooms with extensions of the front walls to provide more space. Its estimated cost was less than \$5,000. The third was a plan submitted by Mrs. James Hogle and contemplated at a cost of approximately \$6,000. All of these plans were discussed in committee of the whole and the resources of the club, including its yearly income from dues

and rentals, were found to be quite inadequate to meet the interest and to provide for the discharge of the debt in any reasonable time.

Following this informal discussion a motion to accept the report of the committee on plan No. 2 was defeated, and a substitute motion was made to appoint a committee to find the cost of removing the partition on the main floor and making some minor improvements. This will be done before the next meeting of the board of directors and will later be brought before the club.

Pool her by taking her to Saltair tonight.

BAD! BAD!! BAD!!!

Bad blood comes from bad digestion—bad stomach, bad liver, bad kidneys—tended with bad, foul breath, coated tongue, bad taste, bad headaches, bad appetite and nervous humors. Bad as these all are, and serious as are the diseases to which they lead, Dr. Pierce's Golden Medical Discovery comes to the relief and cure of all these by regulating and invigorating STOMACH, LIVER, BOWELS and KIDNEYS, and putting all these organs in good order.

"Golden Medical Discovery" contains no alcohol, opium or other harmful drugs, neither does it contain sugar or syrup, which are injurious to some stomachs. Without any of these it retains its pleasant taste and marvelous healing qualities in the most trying climate. Don't let a selfish medicine seller cheat you out of your money by giving you a substitute. He's only looking out for a larger profit, not for your good. Shun him. Honest, unselfish dealers recommend the "Golden Medical Discovery."

"That your remedies are not for the few, but for the many is evident, for I personally know of many scores of persons in this city who have been restored to health and strength by your medicines." This was Henry Landshoff, Esq., Alderman in 17th Ward, Buffalo, N. Y., of 1204 Jefferson Street. "I know that Dr. Pierce's Golden Medical Discovery is most valuable in cases of dangerous, distressing, and sometimes fatal diseases of the liver, having taken it twice in the last two years ago when I had a bad attack of liver trouble, and I never used a medicine before that did me so much good. I have known Dr. Pierce for twenty-six years, and do not wonder at his success, for he is a physician and man of sterling qualities, and is possessed of extraordinary skill, and he has in his Sanitarium a corps of specialists who are chosen because of their unusual knowledge and professional ability."

If suffering from any obstinate, lingering ailment, write to Dr. Pierce and get, free of charge, the whole medical outfit. He has the counsel and assistance of a large staff of expert specialists.

The People's Common Sense Medical Adviser, by R. V. Pierce, M. D., Chief Consulting Physician to the Invalids' Hotel and Surgical Institute, Buffalo, N. Y. Paper-bound FREE on receipt of 21 one-cent stamps for mailing only, or cloth bound for 31 cents. Address the Author, as above.

ONE PRICE J. P. GARDNER 136-138 MAIN ST. THE QUALITY STORE

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